

ATTACHMENT A:
STIPULATED FACTS – UNITED STATES v. DONTELL LAMONT GUY

If this matter had proceeded to trial, the government would have proven the following beyond a reasonable doubt. The parties agree that the following facts do not encompass all of the facts that would have been proven had this matter proceeded to trial.

The “South Side Brims” (hereafter “SSBs”), is a subset of the Bloods Gang which is a violent street gang with thousands of members across the country. The traditional power centers of the Bloods’ gang’s national leadership structure, are predominantly located in California and its members and associates have operated in many states across the country. The SSBs are located primarily in Maryland but have ties to other Bloods gang members in California, New York City, New Jersey, Virginia, and South Carolina. SSBs have operated in the District of Maryland since at least 2005.

In the early 1970s, a street gang that went by the name of “the Bloods” was formed in Los Angeles, California. As time passed, the Bloods spread to areas surrounding Los Angeles and other locations, and broke into individual units or “sets,” each identified or affiliated with a certain street, neighborhood, or area.

One such Bloods set based in Compton, California was called Piru Bloods. The name was derived from Piru Street, which is located in Compton, California. Within the Piru Bloods, in approximately 1974, a subset emerged known as “Fruit Town Brims.” The name derived from the streets in Compton named after fruit trees. The Fruit Town Brims became established on the east coast, including Maryland.

No later than the beginning of April 2005, Co-conspirator 1, (a/k/a “Big Blood”), a member of the Fruit Town Brims, incarcerated in the Maryland Division of Corrections, recruited Andre Ricardo Roach, a/k/a “Squeaky,” a/k/a “Redrum,” a/k/a “Rum,” (“Roach”) to join this sub-set. After attaining a higher rank, on or about June 17, 2005, Co-conspirator 1 granted to Roach “Original Gangster” (“O.G.”) status and granted permission to start a new set in Maryland called the South Side Brims.

SSBs have followed and continue to follow many of the same practices as the Bloods on the west coast, including the following:

- a. An identification with the color red, which appears prominently in clothing, hats and bandanas worn by Bloods members on both the east and west coasts;
- b. A long-term and often lethal rivalry with the Crips gang, whose signature color is blue;
- c. Communication through codes and hand signals;
- d. Initiation into the Bloods and internal governance through a system of rules and regulations related to membership; and
- e. An established hierarchical membership structure.

SSBs members often use a system of verbal codes to communicate with each other and to signify their association with the Bloods or a set of the Bloods. Examples include:

- a. "Crab" is derogatory for a member of the rival Crips gang;
- b. The letter "c" is often replaced with the letter "b" or "k" to represent SSBs members' disdain for the rival Crips gang;
- c. "Platinum" or "ratchet" refers to a firearm;
- d. "Baby love" is a reference to money;
- e. "Ranking Homie" or "Big Hat" is a leader;
- f. "911" or a "Nine-Double" is an SSBs meeting;
- g. "Stack" is a reference to \$1,000.00;
- h. A person "on the menu" or labeled "food," means that person has been designated as someone who is going to be "eaten," meaning shunned, beaten, or killed;
- i. "Roscoe" is a term for police, correctional guards or other authority;
- j. "Red" means "agreed," right" or "understood;"
- k. "19192" is the alphabetical equivalent of "SSBs;" and
- l. "Green light" means permission has been granted by a higher ranking member to a lower ranking member, to do an act.

SSBs also created and maintained a hierarchical membership structure from senior rank to junior rank. A "Triple O.G." ("OOOG") is the leader of the set. A "Double O.G." ("OOG") ranks under a Triple O.G. The ranks continue in lesser stature as: "Original Gangster" ("O.G."); "Original Young Gangster" ("O.Y.G."); "Young Gangster" ("Y.G."); "Baby Young Gangster" ("B.Y.G."); and "Baby Gangster" ("B.G."). The rank and file are called "soldiers" or "brims" or "hats." Most sets (and sub-sets) also have a "First Lady" who functions as a secretary for the group, keeping track of membership, contact information, money and dues paid, meeting dates and times, and carrying out communications and orders as directed by her supervising member. The First Lady is accorded the same deference and respect given the other ranking members. New members go through an initiation process, also known as being "jumped in" to the gang. When a new member is jumped in, other members of the gang beat the new member for a set period of time. Sanctions are meted out for transgressions against the rules and/or the gang. There are rules that proscribe how sanctions are to be carried out, and they can range from a beating to an aggravated assault or death.

Roach was the leader of the SSBs Enterprise in Maryland. It was common for Roach to send out "open letters" to the entire set through the first lady and others. In these written communications, Roach identified himself as "YOUR 'FOUNDER'/'TRIPLE O.G. REDRUM."

Monique Marie Hagler, a/k/a "Platinum," a/k/a "Plat," a/k/a "Diamond," ("Hagler") operated as the First Lady of the SSBs Enterprise in Maryland. Hagler took direction from Roach and sent out orders and commands to the members of Roach's leadership. Hagler operated as the official record keeper, and maintained and disseminated lists identifying members of the organization by their SSBs names, telephone numbers, and if incarcerated, by their identification numbers. Communications included among other things, demands for the payment of dues to the "kitty" used to support the members of the SSBs Enterprise and their activities. These funds were derived from illegal activities. These funds were specifically used to pay for, among other things, criminal defense

lawyers, firearms, bail, the commissary of incarcerated members, and as "baby love" for members discharged from prison to help them get on their feet. Members receiving these funds generally knew the illegal origin of the money they were receiving.

The following persons were among the members and/or associates of the SSBs operating in and around Frederick, Maryland: BRANDON ISIAH FOSSETT, a/k/a "BG," a/k/a "Gizzle" ("FOSSETT"), DURELL JARRIC CLAYTER, a/k/a "Blaze" ("CLAYTER"), ALTONIA MANLEY, III, a/k/a "Tone-Tone," a/k/a "Lil Tone" ("MANLEY"), MARCEL ANTHONY WILLIAMS, a/k/a "Ckel" ("M. WILLIAMS"), DOMINIC ANTONIO GREY, a/k/a "Looney" ("GREY"), JIMARR TYRELL KING, a/k/a "JK" ("KING"), DERELL LEN PRUE, a/k/a "Hell Rell" ("PRUE"), GERALD LEE DORSEY, JR., a/k/a "Peedi Crack" ("DORSEY"), KENNEA KEITH DIGGS, JR., a/k/a "KD," a/k/a "Dizzle" ("DIGGS"), PAUL TRAVIS COX, a/k/a "P," a/k/a "P-Note" ("COX"), VAN JOHNSON WEEDON, a/k/a "Goobie" ("WEEDON"), MORRIS JERMAINE GOODWIN, a/k/a "Mo-mo" ("GOODWIN"), COURTNEY ALAN GATES, a/k/a "Breezy Brim" ("GATES"), FITZGERALD DONALD REID, a/k/a "Big Figgity" ("REID"), RICHARD LEE THOMPSON, a/k/a "Jim Jones" ("THOMPSON"), KYLYNN CHARMONIX WILLIAMS, a/k/a "Ka-Ka," a/k/a "Skrot" ("K. WILLIAMS"), and others.

The following persons were among the members and/or associates of the SSBs operating in and around Cumberland, Allegany County, Maryland: RICHARD DEMOAN HALL, JR., a/k/a "Ransom" ("HALL") MATTHEW OWEN COLLINS, a/k/a "Baby" ("COLLINS"), and others.

The following persons were among the members and/or associates of the SSBs operating in and around Queen Anne's County, Dorchester County, Somerset County, Wicomico County, and Talbot County, ("the Eastern Shore of Maryland"): WILLIAM MICHAEL BLACK, a/k/a Michael Blackson, a/k/a "Slikk" ("BLACK"), DONTELL LAMONT GUY, a/k/a "Hartless" ("GUY"), YANCY LAMONT WHITE, a/k/a "Blokk, a/k/a "Scootd" ("WHITE"), KYLE ALEXANDER CAREY, a/k/a "Stretch" ("CAREY"), JUSTIN RASHAAD HARRIS, a/k/a "Gunna" (HARRIS), ANTONIO JOVAN DENNIS, a/k/a "Bullet" ("DENNIS"), and others.

The following person was among the members and/or associates of the SSBs operating in and around Baltimore, Maryland: THEODORE CLIFTON MATTHEWS, a/k/a "Trigger" ("MATTHEWS"), and others.

The following persons were among the members and/or associates of the SSBs operating in and around Howard County and Anne Arundel County, Maryland: the defendant, ANTONIO JAVIER LANDERS, a/k/a "Biggie," a/k/a "Big" ("LANDERS"), AURELIO MANUEL BARAHONA, a/k/a "Manny" ("BARAHONA"), DONNELL ANTONIO LEWIS, a/k/a "Trap" ("LEWIS"), DONNELL MOSES STEWART, a/k/a "Nell," a/k/a "Young Gunna" ("STEWART"), RENARD MITCHELL, a/k/a "Naughty," a/k/a "Nardy" ("MITCHELL"), DARRYL RASHAD SMITH, a/k/a "Chef Brim" ("SMITH"), JOSEPH AARON ARTIS, a/k/a "Renegade" ("ARTIS"), and ALEX ANTONIO MENDOZA, a/k/a "Doza" ("MENDOZA"), and others.

Members and/or associates of the SSBs, also operated in and around New York City, New

Jersey, Virginia, South Carolina, and California.

SSBs members engaged in criminal activity, including, but not limited to, attempted murders, murder, aggravated assaults, robberies, burglaries, home invasions, drug trafficking, counterfeiting, fraud, and conspiracy to commit these crimes. SSBs members committed acts of violence to maintain membership and discipline both within the gang and against rival gangs. Participation in criminal activity by a member, particularly violent acts directed at rival gangs or as directed by the gang leadership, increased the respect accorded to that member, resulted in that member maintaining or increasing his position in the gang, and could result in a promotion to a leadership position.

SSBs members solicited juveniles to join the Enterprise and/or participate in the activities in furtherance of the goals and purposes of this illegal organization. Members and associates of this Enterprise included high school students.

SSBs members met in order to, among other things, initiate new members, issue sanctions, plan future violence, and report on business related to the gang, including discussions of acts of violence, drug trafficking, identification of police tactics and enforcement methods, and other activities and conduct of the Enterprise.

SSBs, including its leadership, members, and associates, constitute an "enterprise" as defined in Section 1961(4) of Title 18, United States Code, that is, a group of individuals associated in fact that engaged in, and the activities of which affected, interstate and foreign commerce. The enterprise constitutes an ongoing organization whose members function as a continuing unit for a common purpose of achieving the objectives of the enterprise. The purposes of the enterprise, include, but are not limited to, the following:

- a. Preserving and protecting the power, territory and profits of the Enterprise through the use of intimidation, armed robberies, violence, and threats of violence, and narcotics trafficking;
- b. Promoting and enhancing the Enterprise and its members' and associates' activities, both in and out of prison, through the use of intimidation, violence, and threats of violence, and narcotics trafficking;
- c. Keeping victims, potential victims and witnesses in fear of the Enterprise and in fear of its members and associates, through violence and threats of violence;
- d. Generating financial profits for the benefit, and in furtherance, of the Enterprise;
- e. Providing financial support and information to gang members, including those who were incarcerated for committing acts of violence or other offenses; and
- f. Providing assistance to other gang members who committed

crimes for and on behalf of the gang in order to hinder, obstruct and prevent law enforcement officers from identifying, apprehending, prosecuting and punishing the offender.

The enterprise affected interstate and/or foreign commerce in the following ways, among others. First, the enterprise traveled interstate in furtherance of the enterprise's activities. For example, SSBs members traveled to Florida and elsewhere outside Maryland to conduct gang business. Second, the enterprise used cellular telephones to communicate with its members regarding gang business and missions. Third, the enterprise also used social networking websites and email to communicate regarding gang business over the Internet. Fourth, the gang collected dues to assist fellow members, pay legal fees, and fund the gang's activities, including purchasing firearms and traveling interstate. Fifth, the enterprise engaged in the conspiracy to distribute, possession with the intent to distribute and distribution of controlled substances to include heroin, cocaine, marijuana, methylenedioxymethamphetamine, and diverted pharmaceuticals, which affected commerce.

In addition to the facts set forth above, the Defendant was engaged in other specific criminal conduct that includes, but is not limited to the following facts:

During the course of the conspiracy the Defendant, Dontell Lamont Guy (Guy), along with other SSB members and associates, conspired to distribute, possessed with the intent to distribute and distributed controlled substances to include cocaine, marijuana, methylenedioxymethamphetamine (commonly called "ecstasy"), and diverted pills, to customers of the SSBs in Queen Anne County, Frederick County, Howard County, and Anne Arundel County and other locations in the District of Maryland. The Defendant utilized cellular telephones to conduct the business of the enterprise throughout Maryland. Defendant admits to the overt acts set forth in Count One of the indictment, describing his drug trafficking activities with various members and associates of the SSBs. The amount of controlled substances reasonably foreseeable to Defendant during the course and in furtherance of the conspiracy is the equivalent of between 500 grams and 2 kilograms of cocaine.

During the course of the conspiracy, Defendant participated in the operation of the "enterprise," particularly as it related to the SSBs activity in Queen Anne County and the Eastern Shore. Defendant and others coordinated regularly with other SSBs members to maintain the illegal activities, promote the business of the enterprise and maintain discipline and order within the SSBs. Defendant admits to the overt acts set forth in Count One of the indictment, describing his activities with various members and associates of SSBs, relating to the operation and promotion of the enterprise.

During the course of the conspiracy, Defendant, along with other SSBs members and associates, participated in the planning and commission of several violent acts in furtherance of the SSBs enterprise. Defendant admits to those violent acts and the planning, conspiracies to commit those violent acts set forth in the overt acts section of Count One of the indictment. Defendant further admits that the commission and conspiracy to commit the described violent acts was in furtherance of the SSBs enterprise.

On April 6, 2008, in the early morning hours, the defendant and others attended a gathering at the Thunderguards Headquarters, in Pond Town, Maryland. During the course of that gathering disagreements broke out between persons from different gangs. Present at that time were persons affiliated with Latin Kings, Thunderguards, and a few different Bloods sets. During the course of these disagreements, the defendant, discharged a firearm, that is a shotgun, in the direction of two Latin Kings. The blast missed them but hit a nearby vehicle. Defendant also stipulates that the firearm meets the definition of a firearm as set forth in 18 U.S.C. §921(a)(1) and that the brandishing and firing of the shotgun was during and in relation to the racketeering conspiracy discussed herein. The defendant hereby admits that he is in fact guilty of Count One and Count Four of the Indictment.

I have read this statement of facts, and have carefully reviewed it with my attorney. I acknowledge that it is true and correct.

1/16/12
Date

Dontell Lamont Guy
Dontell Lamont Guy

I am Dontell Lamont Guy's attorney. I have carefully reviewed the statement of facts with him.

1/16/12
Date

Thomas J. Saunders
Thomas J. Saunders